

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

In re: BRIDGESTONE/FIRESTONE, INC.,                    ) Master File No. IP 00-9373-C-B/S  
TIRES PRODUCTS LIABILITY LITIGATION                ) MDL NO. 1373  
\_\_\_\_\_)  
THIS DOCUMENT RELATES TO:                                )  
ALL FOREIGN ACCIDENT CASES                                )

**COMPREHENSIVE CASE MANAGEMENT SCHEDULE FOR**  
**ALL FOREIGN ACCIDENT CASES**

The following case management schedule is applicable to the foreign accident cases<sup>1</sup> in this MDL. The deadlines in this order supersede all deadlines established in previous orders for these cases.

**DEADLINES FOR MOST FIRST WAVE FOREIGN ACCIDENT CASES<sup>2</sup>**

Except as provided below, the following deadlines shall apply to the First Wave foreign accident cases:

1.     **ALL** discovery shall be completed by **December 6, 2002**.
2.     All dispositive motions and all *Daubert* motions shall be filed by **January 17, 2003**. Responses shall be filed within 30 days; replies within 15 days.

**DEADLINES FOR SELECT FIRST WAVE FOREIGN ACCIDENT CASES**

The parties have been instructed to select by August 29, 2002, at least four First Wave cases<sup>3</sup> for expedited treatment. The following deadlines shall apply to those cases:

1.     All discovery that is relevant to any anticipated dispositive or *Daubert* motion shall

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<sup>1</sup>“Foreign accident cases” refers to all cases in this MDL that are or were subject to a motion to dismiss on forum non conveniens grounds.

<sup>2</sup>The “First Wave” foreign accident cases are those cases denominated as such in the April 19, 2002, Order Amending Deadlines for Foreign Accident Cases.

<sup>3</sup>One “case” in this context refers to all cases that arise out of a single accident.

be completed by **October 15, 2002**. Any remaining discovery shall be completed by **December 6, 2002**.

2. All dispositive motions and all *Daubert* motions shall be filed by **November 15, 2002**. Responses shall be filed within 30 days; replies within 15 days.

**DEADLINES FOR SECOND WAVE FOREIGN ACCIDENT CASES<sup>4</sup>**

The following deadlines shall apply to those cases designated by the parties as “Second Wave” foreign accident cases:

1. The parties shall exchange lists identifying case-specific (i.e. “non-core”) expert witnesses and the topics on which they are expected to offer expert testimony on or before **October 30, 2002**.
2. The plaintiffs shall serve their non-core expert witness reports by **November 30, 2002**.
3. The defendants shall serve their non-core expert witness reports by **December 30, 2002**.
4. The parties shall exchange lists identifying supplemental experts who will offer “non-core” expert opinions on topics for which another party has identified an expert, but for which the supplementing party has not yet identified an expert, by **November 30, 2002**.
5. The parties’ supplemental non-core expert witness reports shall be served by **December 30, 2002**.
6. Case specific (i.e. non-core) discovery (with the exception of discovery related to

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<sup>4</sup>The parties are still in the process of arriving at a definitive list of those cases which will be denominated “Second Wave” cases.

expert witnesses) shall be completed by **January 15, 2003**.

7. All expert witness discovery shall be completed by **March 6, 2003**.
8. All dispositive motions and all *Daubert* motions shall be filed by **April 17, 2003**.

Responses shall be filed within 30 days; replies within 15 days.

**DEADLINES FOR THIRD WAVE FOREIGN ACCIDENT CASES<sup>5</sup>**

The following deadlines shall apply to those cases designated by the parties as “Third Wave” foreign accident cases:

1. The parties shall exchange lists identifying case-specific (i.e. “non-core”) expert witnesses and the topics on which they are expected to offer expert testimony on or before **November 30, 2002**.
2. The plaintiffs shall serve their non-core expert witness reports by **December 31, 2002**.
3. The defendants shall serve their non-core expert witness reports by **January 30, 2003**.
4. The parties shall exchange lists identifying supplemental experts who will offer “non-core” expert opinions on topics for which another party has identified an expert, but for which the supplementing party has not yet identified an expert, by **December 31, 2002**.
5. The parties’ supplemental non-core expert witness reports shall be served by **January 30, 2003**.
6. Case specific (i.e. non-core) discovery (with the exception of discovery related to

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<sup>5</sup>Any foreign accident case that was filed in this court prior to January 1, 2002, and that is not denominated as either a “First Wave” or a “Second Wave” case is to be considered a “Third Wave” case.

expert witnesses) shall be completed by **February 17, 2003**.

7. All expert witness discovery shall be completed by **April 7, 2003**.
8. All dispositive motions and all *Daubert* motions shall be filed by **May 19, 2003**.

Responses shall be filed within 30 days; replies within 15 days.

#### DEADLINES FOR FOURTH WAVE FOREIGN ACCIDENT CASES

Any foreign accident case filed in this court during the first calendar quarter of 2002 shall be considered a “Fourth Wave” foreign accident case and shall be subject to the following case management deadlines:

1. The parties shall exchange lists identifying case-specific (i.e. “non-core”) expert witnesses and the topics on which they are expected to offer expert testimony on or before **December 30, 2002**.
2. The plaintiffs shall serve their non-core expert witness reports by **January 30, 2003**.
3. The defendants shall serve their non-core expert witness reports by **February 28, 2003**.
4. The parties shall exchange lists identifying supplemental experts who will offer “non-core” expert opinions on topics for which another party has identified an expert, but for which the supplementing party has not yet identified an expert, by **January 30, 2003**.
5. The parties’ supplemental non-core expert witness reports shall be served by **February 28, 2003**.
6. Case specific (i.e. non-core) discovery (with the exception of discovery related to expert witnesses) shall be completed by **March 15, 2003**.

7. All expert witness discovery shall be completed by **May 6, 2003**.
8. All dispositive motions and all *Daubert* motions shall be filed by **June 17, 2003**.

Responses shall be filed within 30 days; replies within 15 days.

ENTERED this \_\_\_\_\_ day of August 2002.

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V. Sue Shields  
United States Magistrate Judge  
Southern District of Indiana

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